

Message Text

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41

ACTION EA-14

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TO SECSTATE WASHDC 5170

INFO AMEMBASSY BONN

AMEMBASSY BUDAPEST

AMEMBASSY CANBERRA

AMEMBASSY JAKARTA

AMEMBASSY PARIS

AMEMBASSY ROME

AMEMBASSY STOCKHOLM

AMEMBASSY TEHRAN

AMEMBASSY TOKYO

AMEMBASSY WARSAW

AMEMBASSY WELLINGTON

USMISSION GENEVA

USIA WASHDC

UNCLAS SAIGON 6983

C O R R E C T E D C O P Y (TEXT)

E.O. 11652: N/A

TAGS: PFOR, VS

SUBJECT: GVN ADHERENCE TO PARIS AGREEMENT

1. FOR MONTHS THERE HAS BEEN UNREMITTING PROPAGANDA FROM HANOI WHICH CLAIMS THAT THE GVN IS DISLOYAL TO THE PRINCIPLES OF THE PARIS AGREEMENT AND IS PREVENTING THE AGREEMENT'S BEING CARRIED OUT. IN PARTICULAR, THIS PROPAGANDA PORTRAYS THE GVN AS UNWILLING TO REACH A POLITICAL AGREEMENT WITH THE UNCLASSIFIED

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"PRG" AND THEREBY PROLONGING IN SOUTH VIETNAM. THE DEPARTMENT

AND ADDRESSEE POSTS ARE OF COURSE AWARE THAT THIS IS THE OPPOSITE OF THE TRUTH, THAT THE GVN WANTS NOTHING BETTER THAN COMPLETE IMPLEMENTATION OF THE AGREEMENT, WE BELIEVE, HOWEVER, THAT ADDRESSEES MAY FIND THE FOLLOWING RESUME OF TH GPN POSITION OF USE IN COMMENTING ON THIS PROPAGANDA AND SETTING THE RECORD STRAIGHT:

2. BOTH AT THE BILATERAL TALKS AT LA CELLE ST. CLOUD IN PARIS AND IN THE TPJMC IN SAIGON THE GVN HAS SOUGHT TO REACH A POLITICAL SETTLEMENT AND FULL IMPLEMENTATION OF THE CEASE-FIRE WITH THE "PRG" IN THE SHORTEST POSSIBLE TIME IN ACCORDANCE WITH ARTICLES 9, 12, AND 13 OF THE AGREEMENT. THE "PRG" HAS BLOCKED ALL OF THESE GVN INITIATIVES BY DEMANDING AS A PRECONDITION THAT DEMOCRATIC LIBERTIES AS THEY DEFINE THEM (I.E., LICENCE TO TERRORIZE THE POPULATION) BE ENSURED AND BY THE USE OF DILATORY AND FILIBUSTERING NEGOTIATING TACTICS. THE GVN HAS SOUGHT TO SET A DATE FOR GENERAL ELECTIONS WHILE THE "PRG" HAS REFUSED TO AGREE.

3. THE GVN DECLARED AN IMMEDIATE CEASE-FIRE ON JANUARY 28, 1973 IN ACCORDANCE WITH ARTICLE 2 OF THE PARIS AGREEMENT, BUT NORTH VIETNAMESE AND THE "PRG" ATTACKS ON GVN FORCES HAVE CONTINUED WITHOUT INTERRUPTION SINCE THAT TIME.

4. IN ACCORDANCE WITH ARTICLE 3(B) OF THE PARIS AGREEMENT THE GVN IN EARLY 1973 CALLED FOR A CEASE-FIRE IN PLACE AND FOR DETERMINATION BY THE TPJMC OF THE AREAS CONTROLLED BY EACH PARTY AND THE MODALITIES OF STATIONING. THE "PRG" HAS STEADFASTLY REFUSED TO ABIDE BY THE CEASE-FIRE IN PLACE CALLED FOR IN ARTICLE 3(B) OR TO AGREE TO A DETERMINATION OF AREAS OF CONTROL.

5. THE GVN HAS NAMED POINT OF ENTRY FOR REPLACEMENTS OF ARMAMENTS AND MUNITIONS IN ACCORDANCE WITH ARTICLE 7 OF THE PROTOCOL ON THE CEASE-FIRE. IT HAS SOUGHT TO SET UP PROCEDURES FOR INSPECTION OF MUNITIONS SHIPMENTS UNDER ARTICLE 7 OF THE AGREEMENT. THE "PRG" ON THE OTHER HAND HAS NEVER NAMED ITS POINTS OF ENTRY OR AGREED TO SETTING UP OF INSPECTION PROCEDURES. IN THE MEANTIME THE NORTH VIETNAMESE HAVE CLANDESTINELY SMUGGLED HUGE QUANTITIES OF ARMS AND MUNITIONS INTO SOUTH
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VIETNAM ALONG WITH LARGE NUMBERS OF NORTH VIETNAMESE TROOPS.

6. THE GVN HAS DEPLOYED ITS TPJMC TEAMS TO THE LOCATIONS PRESCRIBED IN ARTICLE 11 OF THE PROTOCOL ON THE CEASE-FIRE TO FACILITATE ENFORCEMENT OF THE CEASE-FIRE. THE "PRG" DEFYING THE REQUIREMENTS OF THE PROTOCOL ON THE CEASE-FIRE HAS NOT DEPLOYED ITS TEAMS OUTSIDE OF SAIGON.

7. THE GVN HAS RELEASED ALL PRISONERS OF WAR AND CIVILIANS CAPTURED PRIOR TO THE CEASE-FIRE IN COMPLIANCE WITH ARTICLE 8 OF THE PARIS AGREEMENT. THE NORTH VIETNAMESE AND THE "PRG" HAVE NOT YET RELEASED ALL THEIR PRISONERS OF WAR AND CIVILIANS WHOM THEY HOLD.

8. THE GVN FACILITATES THE WORK OF THE ICCS IN SOUTH VIETNAM IN ACCORDANCE WITH ARTICLE 18 OF THE AGREEMENT AND ARTICLES 10, 12, AND 13 OF THE PROTOCOL ON THE ICCS. THE NORTH VIETNAMESE AND THE "PRG", CONTRAVENING THESE ARTICLES, HAVE PREVENTED THE ICCS FROM FUNCTIONING WITHIN THEIR AREA OF CONTROL AND HAVE IMPEDED THE ICCS IN OTHER WAYS, INCLUDING DELAYS IN PROVIDING LIAISON OFFICERS, AND ATTACKS ON ICCS AIRCRAFT AND VEHICLES.

9. THE GVN HAS PAID ITS SHARE OF THE ICCS BUDGET AS REQUIRED BY ARTICLE 14 OF THE PROTOCOL ON THE ICCS. NEITHER THE DRV NOR THE "PRG" HAS DONE SO.

10. THE GVN HAS RESPECTED THE NEUTRALITY OF LAOS AND CAMBODIA IN ACCORDANCE WITH ARTICLE 20 OF THE PARIS AGREEMENT. THE NORTH VIETNAMESE ARMED FORCES AND THE "PRG" ON THE OTHER HAND CONTINUALLY USE THE TERRITORY OF THESE TWO COUNTRIES AS BASE AREAS AND TO INFILTRATE TROOPS AND WEAPONS INTO SOUTH VIETNAM. THIS MEANS DOING PRECISELY WHAT IS PROHIBITED BY ARTICLE 20 I.E. TO USE CAMBODIAN AND LAOTIAN TERRITORY "TO ENCROACH ON THE SOVEREIGNTY AND SECURITY OF ONE ANOTHER AND OF OTHER COUNTRIES."

11. IN JANUARY 1974 THE GVN TOOK FOUR IMPORTANT INITIATIVES IN A RENEWED ATTEMPT TO IMPLEMENT THE PARIS AGREEMENT. (A) IT CALLED FOR AN AGREEMENT TO RENOUNCE THE USE OF INDIRECT FIRE WEAPONS WHICH HAVE CAUSED SO MANY NEEDLESS CIVILIAN DEATHS IN SOUTH VIETNAM. THE "PRG" TURNED DOWN THIS
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PROPOSAL. (B) THE GVN ALSO CALLED FOR A COMPLETION OF THE EXCHANGE OF PRISONERS OF WAR AND CAPTURED CIVILIANS. AS A RESULT PRISONER EXCHANGES WERE COMPLETED IN EARLY MARCH DURING WHICH THE GVN RELEASED ALL PRISONERS OF WAR AND ALL CAPTURED CIVILIANS IT STILL HELD. THE NORTH VIETNAMESE AND THE "PRG", HOWEVER, RELEASED A FAR SMALLER NUMBER AND STILL HOLD MANY THOUSANDS OF SOUTH VIETNAMESE, MILITARY AND CIVILIAN. (C) ON JANUARY 26 THE GVN FOREIGN MINISTER PUBLICLY DECLARED HIS WILLINGNESS TO MEET WITH THE FOREIGN MINISTER OF NORTH VIETNAM OR ANY OTHER HIGH-RANKING REPRESENTATIVE OF HANOI IN ORDER TO NEGOTIATE THE RE-ESTABLISHMENT OF NORMAL RELATIONS BETWEEN NORTH AND SOUTH AS CALLED FOR IN ARTICLE 15 OF THE PARIS AGREEMENT. HANOI SPURNED THIS OFFER. (D) ON MARCH 29 THE GVN AT LA CELLE ST. CLOUD PROPOSED A PRE-LIMINARY ACCORD ON POLITICAL ISSUES WHICH WOULD LEAD TO GEN-

ERAL ELECTIONS AS CALLED FOR IN THE AGREEMENT ON JULY 20, 1974
OR ANOTHER EARLY SPECIFIC DATE. UNLIKE THE "PRG'S" SIX POINTS
OF MARCH 22, THE GVN'S PROPOSAL WAS DETAILED, CONCRETE, AND
WOULD HAVE LED SURELY TO A GLOBALG POLITICAL SETTLEMENT WITH THE
"PRG". THE "PRG" NEVER COMMENTED ON THE GVN'S INITIATIVE AND
SUBSEQUENTLY BOYCOTTED THE MEETINGS AT LA CELLE ST. CLOUD.
MARTIN

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